

COUNCIL CHAMBERS CITY COUNCIL
CITY HALL - CITY OF LODI
AUGUST 2, 1950

This regular meeting of the City Council of the City of Lodi was called to order by the Mayor at 8:05 o'clock P.M. of Wednesday, August 2, 1950; Councilmen Bull, Haskell, Preszler, Rinn and Tolliver (Mayor) present, None absent.

Minutes of the previous meeting of July 19, 1950 were approved as written, copies having been mailed each Councilman prior to this meeting.

The following appointments to the Disaster Council, created by Ordinance No. 427, adopted July 19th, were made by the Mayor and confirmed by unanimous vote of the City Council:

**APPOINTMENTS
TO DISASTER
COUNCIL**

COMMANDER: City Manager H. D. Weller
VICE COMMANDER: Councilman C. B. Bull
EXECUTIVE OFFICER: Mr. Fred W. Gross
LAW & ORDER: Chief of Police, M. L. Fore
FIRE: Fire Chief G. D. Polenske
HEALTH: H. B. Ball (S.F. County Local Health Dist.)
PUBLIC WORKS: A. C. Heckenlaible, City Engineer
UTILITIES: T. G. Killelea, Supt. Public Utilities
TRANSPORTATION: Claude C. Wood (Claude C. Wood Co.)
COMMUNICATIONS: George Creighton (Pac. Tel. & Tel. Co.)

**J. R. PULLEN
APPOINTED
TO RECREATION
COMMISSION**

On recommendation of Councilman Bull, Mayor Tolliver appointed Mr. James R. Pullen a member of the Joint Recreation Commission to fill the vacancy created by the resignation of Dr. Irving Ridenour.

REPORT OF THE CITY MANAGER -

**S.F.P.C.
CAK-WALNUT
TRACKS AND
TOLKAY ST.
CROSSING**

City Manager Weller stated that Southern Pacific Company had renewed its application of March 30th, submitted to the City Council April 19th, 1950 and rejected on account of that Company's failure to make satisfactory commitments as to the improvement of the local depot and the Tolmay Street grade crossing. Southern Pacific states that an agreement has been reached as to depot improvements. No mention in the renewed application is made concerning the Tolmay Street crossing. As any information that the Council has obtained in regard to this latter matter is oral and indefinite, it was moved by Councilman Rinn, Bull second, that, assuming that the City's share of improving the Tolmay Street Crossing would not exceed \$1,000.00, the City Manager, within this limit, be authorized to approve an agreement with Southern Pacific, that would insure the improvement of the crossing before the schools open in September, and also, permit the Company to make the track alterations desired on Oak and Walnut Streets.

**HIGHWAY
MAINTENANCE
AGREEMENT
RES. 1541**

An "Agreement for Maintenance of State Highways in the City of Lodi" submitted by the District Engineer of District K of the Division of Highways, was approved for execution by the adoption of Resolution No. 1541, introduced by Councilman Bull, Preszler second, and carried without dissenting vote.

**TAX RATE
1950-51
FIXED
RES. 1544**

The tax rate on the secured assessment roll for 1950-51 was set by the adoption of Resolution No. 1544, "FIXING TAX RATE IN PROVISION OF REVENUE FOR THE FISCAL YEAR BEGINNING JULY 1, 1950", introduced by Councilman Bull, Haskell second and carried by the following vote:

AYES: Councilmen, Bull, Haskell, Preszler, Rinn and Tolliver.

NOES: Councilmen, None. ABSENT: None.

COUNCIL CHAMBERS CITY COUNCIL
CITY HALL - CITY OF LODI

TRANSFER
\$150,000
TO CAPITAL
OUTLAY FUND

The sum of \$150,000 was appropriated from a General Fund balance of \$154,490.67 on hand June 30, 1930 to Capital Outlay Fund for capital replacement and expansion of municipal facilities by the adoption of Resolution No. 1545, introduced by Councilman Haskell, Bull second and adopted by vote of all members of the City Council

\$50,000
RESERVED TO
UTILITIES

Following the adoption of the above Resolution No. 1545, it was moved by Councilman Bull, Rinn second, that \$50,000 of the amount appropriated therein be reserved for public utilities, the City Manager explaining that the water and electric plants had no depreciation reserve.

BIDS FOR
PURCHASE
OF FOUR
AUTOMOBILES

Specifications for the purchase of four passenger type automobiles were approved and advertisement directed for sealed bids returnable August 14th by the adoption of Resolution No. 1542, introduced by Councilman Rinn, Preszler second and carried by unanimous vote.

BIDS FOR
PURCHASE
OF P.U. TRK.

Specifications and form of notice to bidders for the purchase of one 3/4 ton pick up truck were approved by the adoption of Resolution No. 1543, introduced by Councilman Haskell, Preszler second.

SALE TWO
USED AUTOS

The Purchasing Clerk was directed to advertise two used automobiles for sale to the highest bidder on motion of Councilman Haskell, Rinn second as these cars are to be replaced from those to be purchased under Resolution No. 1542 above.

RES. 1546
DESTRUCTION
OBSOLETE
RECORDS

Certain City records, all over five years old, were permitted to be destroyed by the City Treasurer by the passage of Resolution No. 1546 on recommendation of the City Manager and with the approval of the City Attorney. Councilman Preszler introduced this resolution and Councilman Haskell seconding the introduction, it was passed by unanimous vote.

ORDINANCE
NO. 424
VACATING
ALLEY IN
BLOCK 10
BARNHART TR.
ADOPTED.

The Council then took up ordinances introduced at the July 21st meeting and laid over to this meeting:

ORDINANCE NO. 424 " ORDERING THE VACATION OF THE WEST TEN (10) FEET OF LOT FIFTEEN (15) IN SUBDIVISION OF BLOCK 10, LODI BARNHART TRACT AS A PUBLIC ALLEY " , brought up for passage by Councilman Rinn, Bull second, second reading, after reading by title, omitted and then passed, adopted and ordered to print by the following vote:

AYES: Councilmen, Rinn, Bull, Haskell, Preszler & Tolliver
NCES: Councilmen, None. ABSENT: None.

Mayor Tolliver then signed Ordinance No. 424 in approval thereof.

ORDINANCE
NO. 425
ADOPTED
COMMERCIAL
ZONING ON
E. PINE ST

ORDINANCE NO. 425 " AMENDING THE ZONE DISTRICT MAP OF THE CITY OF LODI AND THEREBY REZONING LOTS 5, 6 AND 7 IN BLOCK 33 AND LOTS 2, 3 AND 4 IN BLOCK 54, MAP OF MCKELMINE TO BE IN THE COMMERCIAL DISTRICT ZONE " , brought up for passage by Councilman Rinn, Haskell second, second reading omitted after reading by title by unanimous consent, and then passed, adopted and ordered to print by the following vote:

AYES: Councilman, Rinn, Haskell, Bull, Preszler & Tolliver.
NCES: Councilmen, None. ABSENT: None.

Mayor Tolliver then signed Ordinance No. 425 in approval thereof

COUNCIL CHAMBERS CITY COUNCIL
CITY HALL - CITY OF LODI

ORDINANCE
NO. 426
ADOPTED
APPROVING
ANNEXATION
M. F. AYERS
ADDN. NO. 2

ORDINANCE NO. 426 " APPROVING THE ANNEXATION OF " M. F. AYERS ADDITION NO. 2 " TO THE CITY OF LODI, CALIFORNIA, COMPRISING EACH OF LOTS 10, 11, 12 AND 13 OF GERARD TRACT ", brought up for passage by Councilman Haskell, Preszler second, second reading omitted, after reading by title, by unanimous consent, and then passed, adopted and ordered to print by the following vote:

AYES: Councilmen, Haskell, Preszler, Bull, Rinn & Tolliver,
NOCES: Councilmen, None. ABSENT: Councilmen, None.

MAYOR Tolliver then signed Ordinance No. 426 in approval thereof.

GEN. PET. CO.
DRIVEWAYS ON
CHEROKEE
LANE AT HALE
ROAD.

Mr. Weller then submitted the application of General Petroleum Corporation for access driveways to that company's new service station on the Northeast corner of Cherokee Lane and " Hale Road ". Some objections were offered to the plans as submitted and they were modified so that there would be two driveways on Cherokee Lane, one thirty feet and one thirty-two feet wide, separated by thirty-six feet of curbing, leaving about nine feet of curb on the north and twenty-three feet of curb on the south. Mr. G. A. Unsworth for General Petroleum agreed to the plan and promised that an amended plot plan would be furnished the Building Department.

H. CORINTH
UTILITIES
EXTENSIONS

Hans Corinth, subdivider of " Corinth Tract " on West Sargent Road addressed the City Council at this time, claiming that he had been discriminated against in the extension of public utilities to his subdivision. It appearing that Mr. Corinth had been offered a written contract for such extension on July 14, 1950 but had made no effort to discuss the same with the City Manager, Mayor Tolliver directed that he meet with the City Manager and state the modifications he desired.

FINAL MAP
LAKESIDE PK.
APPROVED

On motion of Councilman Rinn, Preszler second, the Mayor was directed to approve and sign the final map of " Lakeside Park ", it being certified by the City Engineer as substantially conforming to the tentative map of this subdivision as approved by the City Planning Commission.

PAVED WIDTHS
ON HOLLY DR.,
MILLS AVE
& LOMA DR.

The City Planning Commission having made recommendations that Holly Drive be paved at a width of fifty feet from Loma Drive to Mills Avenue and that the pavement width on Mills Avenue be as near fifty feet as city practices would allow, both measured from back to back of the curbs, it was moved by Councilman Haskell, Rinn second, that the City be responsible for payment of the cost of the extra width to the following extent: ten feet on Holly, five feet on Mills and five feet on Loma Drive for the portions of these streets bordering on Lakeside Park. This determination was made so that the subdivider could immediately proceed with his plans for improvement on the tract.

BUILDING
SET BACK
LODI AVE
HUTCHINS
TO HAM
ORDINANCE
NO. 428
INTRODUCED

The recommendation of the City Planning Commission that a building set back line be established along West Lodi Avenue from Hutchins Street to Ham Lane at a distance of thirty-seven feet South of the North line of Section 11, Township 3 North, Range 6 East was disregarded after reading of dissenting opinion of the City Engineer. This building line was then established by the introduction of Ordinance No. 428 at forty-four (44) feet South of the section line, introduced by Councilman Haskell, Rinn second, and by unanimous vote, ordered to stand introduced and laid over for not less than five days as provided by statute.

P.G. & E.
ELECTRIC
SERVICE
TO WELL 9.

The Mayor was authorized to execute an agreement with Pacific Gas and Electric Company for supplying electricity to the new city water well on the site purchased from Don B. Wood; the City to pay cost of building the line from Sargent Road to the pump and the current consumption to be combined with the City's billing under contract. Motion of Councilman Bull, Preszler second.

(minutes of August 2, 1950 - continued - 4)

COUNCIL CHAMBERS CITY COUNCIL
CITY HALL - CITY OF LODI

RES. 1547
ADOPTED
LAKE & CROSS
ST. STORM
DRAINS. Plans, Specifications and Determination of Prevailing Wage Schedules, in the matter of the construction of a storm sewer line in Lake and Cross Streets were approved and advertisement for the reception of sealed bids for its construction ordered by the adoption of Resolution No. 1547, introduced by Councilman Preszler, Bull second, and passed by the assenting votes of all Councilmen.

CLAIMS
PAID Claims in the amount of \$52,470.57 as submitted by the Finance Department and payment recommended by the City Manager, were approved and ordered paid on motion of Councilman Rinn, Bull second.

TROOP 22
B.S.A.
AUTO PARK
LOTS NEAR
STADIUM On behalf of Lodi Troop No. 22, Boy Scouts of America, Lodi Post No. 22, American Legion applied for use of Lots 6 and 7 in Block 6, Lots 1, 2 and 3 in Block 5, Lawrence Homestead Addition, Map 2, for automobile parking during the 1950-51 season. Permission was granted for use of these lots for that purpose to Lodi Troop No. 22 for August 12th only, allocation for balance of the season to be made later so that there would be opportunity for any organization, including Troop 22, to apply for the privilege. Motion Councilman Bull, Haskell second.

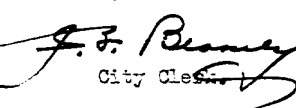
PENSION FUNDS Councilman Haskell moved, Bull second, and carried that the recommendation of the Pension Board that pension funds be invested at the present time in Government Bonds was approved.

R.E. HILLMAN
MEMBER
PENSION BD.
TWO YEARS Acting Chairman Robert H. Rinn of the Pension Board, stated that the Pension Board, acting in accordance with the provision made in Section 4 of Ordinance No. 416, had appointed Mr Robert E. Hillman, to be the lay member of this Board, and asked that the Council concur by approving the appointment. Such concurrence had on motion of Councilman Haskell, Preszler second. This appointment completes the membership of this Board.

POLICE
REPORT The monthly report of the Chief of Police for July was received and copies furnished each Councilman.

ADJOURNMENT At 10:37 o'clock P.M. Mayor Tolliver declared the meeting adjourned.

Attest:


City Clerk

Copies mailed each Councilman, August 20, 1950.

NOTE - ORDINANCE NO. 428 : This ordinance reintroduced August 16, 1950 under same number but fixing building line at thirty-seven (37) feet south of N line Section 11 thus nullifying this introduction.

City Clerk